

## NO ANALYSIS REQUIRED

Author: Kopp Analyst: Jeani Brent Bill Number: SB 1371  
Related Bills: \_\_\_\_\_ Telephone: 845-3410 Amended Date: 04/02/98  
Attorney: Doug Bramhall Sponsor: \_\_\_\_\_

**SUBJECT:** Practice of Law/Transfer State Bar Functions to the Administrative Office of the Courts

- ☒ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.
- ☒ TECHNICAL BILL -- No program or fiscal changes to existing program.
- \_\_\_\_\_ BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department and should be reviewed for reassignment to another department.
- \_\_\_\_\_ TECHNICAL AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is \_\_\_\_\_.
- \_\_\_\_\_ MINOR AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is \_\_\_\_\_.
- \_\_\_\_\_ MINOR AMENDMENT - No change in approved position of \_\_\_\_\_. See comments below.
- ☒ OTHER - See comments below.

### COMMENTS:

This bill would abolish the mandatory State Bar of California and would transfer to the California Supreme Court and the Administrative Office of the Courts (AOC) all powers, duties, and functions relating to admission to the practice of law, attorney discipline, mandatory continuing legal education, and the Client Security Fund currently vested in the State Bar Board of Governors. The bill also would transfer State Bar employees that perform the transferred functions to the AOC, and would prohibit that office from paying the licensing fees of its attorney employees. This bill would authorize the establishment of the California State Lawyer's Association as a voluntary unincorporated association and would declare the intent of the Legislature to transfer all assets of the State Bar to the voluntary association upon its formation, to the extent that the transfer is consistent with the California Constitution.

The changes to the Revenue and Taxation Code made by this bill are technical: referencing the Administrative Office of the Courts instead of the State Bar. To the extent this bill may result in a change in the amount paid by the department for attorney's licensee fees (currently state bar membership dues), the bill would affect the department's annual budget. Otherwise, this bill would not impact the department's current programs or practices and would not impact the state's income tax revenue.

### DEPARTMENTS THAT MAY BE AFFECTED:

\_\_\_\_ STATE MANDATE

\_\_\_\_ GOVERNOR'S APPOINTMENT

#### Department Staff Position:

\_\_\_\_ S      \_\_\_\_ O  
\_\_\_\_ SA      \_\_\_\_ OUA  
\_\_\_\_ N      \_\_\_\_ NP  
\_\_\_\_ NA      \_\_\_\_ NAR  
\_\_\_\_X\_\_\_\_ PENDING

#### Agency Secretary Position:

\_\_\_\_ S      \_\_\_\_ O  
\_\_\_\_ SA      \_\_\_\_ OUA  
\_\_\_\_ N      \_\_\_\_ NP  
\_\_\_\_ NA      \_\_\_\_ NAR  
DEFER TO \_\_\_\_\_

#### GOVERNOR'S OFFICE USE

Position Approved \_\_\_\_\_  
Position Disapproved \_\_\_\_\_  
Position Noted \_\_\_\_\_

Franchise Tax Board Staff

Date

Jeani Brent

5/1/98

Agency Secretary

Date

By:

Date: